

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6687

BILL NUMBER: SB 307

NOTE PREPARED: Mar 23, 2009

BILL AMENDED: Mar 19, 2009

SUBJECT: Silver Alert for Missing Endangered Adults.

FIRST AUTHOR: Sen. Miller

FIRST SPONSOR: Rep. Avery

BILL STATUS: 2nd Reading - 2nd House

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill requires the Law Enforcement Training Board to provide training in interacting with missing endangered adults. The bill also creates the Silver Alert Program to alert the public regarding missing endangered adults. The bill renames the Indiana Clearinghouse for Information on Missing Children as the Indiana Clearinghouse for Information on Missing Children and Missing Endangered Adults (Clearinghouse). This bill also requires the clearinghouse to operate the Silver Alert Program in addition to operating the Amber Alert Program. The bill makes conforming changes.

Effective Date: July 1, 2009.

Explanation of State Expenditures: (Revised) *Silver Alert for Missing Endangered Adults:* The bill expands the population of individuals that can be listed in the Clearinghouse and can potentially increase the information that law enforcement would be required to transmit to Silver Alert Program participants.

The total estimated fiscal impact to provide two additional clerical positions and the resources necessary to operate the Silver Alert program would result in a total fiscal impact of \$87,000 for FY 2010 and \$82,000 for FY 2011.

ISP reports that the provisions of the bill will require two additional clerical positions to provide customer service, input data into the Clearinghouse, update the website containing Silver Alert information, and coordinate case leads. Additionally, ISP reports the bill will require the establishment and maintenance of a website containing Silver Alert information and two nationwide toll-free numbers.

The funds and resources required above could be supplied through a variety of sources, including the

following: (1) existing staff and resources not currently being used to capacity; (2) existing staff and resources currently being used in another program; (3) authorized, but vacant, staff positions, including those positions that would need to be reclassified; (4) funds that, otherwise, would be reverted; or (5) new appropriations. Ultimately, the source of funds and resources required to satisfy the requirements of this bill will depend upon legislative and administrative actions. [Note: ISP reverted \$3.1 M to the General Fund at the end of FY 2008. ISP also has 114 vacant positions worth approximately \$3.9 M. The average duration of vacancy for the 114 positions is approximately one year and five months while the average salary for the vacant positions is approximately \$26,000.]

Health Finance Commission Study: The bill also requires the Health Finance Commission to study whether Indiana should require endangered adults to wear electronic devices to assist in locating missing endangered adults. This provision will result in no fiscal impact to the state.

Training in Interacting with Missing Endangered Adults: This bill will change minimum training requirements for law enforcement personnel and firefighters to better prepare officers to interact with endangered adults. Currently, curriculum offered by the Indiana Law Enforcement Academy (LEA) to law enforcement personnel includes some sort of training in interacting with the elderly. This legislation will impact the minimum required training and recertification curriculum offered by LEA to law enforcement officers, but can be fulfilled within the current curriculum.

Currently, the LEA requires 24 hours of recertification training for law enforcement officers, of which the following courses require 2 hours of training; firearms, emergency vehicle training, and physical tactics/use of force. Local law enforcement agency administrators decide recertification courses for officers outside of the designated training hours.

Current curriculum requires one hour of training in interacting with the elderly. Additionally, LEA reports that officers would receive training through the six-hour course that provides training in interacting with individuals with mental health problems. LEA feels that the current courses offered to law enforcement provide training in interacting with endangered adults.

(Revised) *Background Information:* There were a total of 2,469 missing adult persons reported during 2007. This number may not include how many adults were reported as missing and were later solved or how many adults are reported missing per year.

Currently, Missouri has an Endangered Persons Advisory that is similar to the Amber Alert system. Missouri reported that there are no costs associated with their program, which is used to develop and coordinate the efforts of law enforcement and the media in order to increase public participation in safely recovering endangered missing persons by increased communication and effective resource sharing.

Missouri's program is a cooperative effort between the Missouri Department of Public Safety, the Missouri State Highway Patrol, the Missouri Department of Health and Senior Services, the Missouri Police Chiefs Association, the Missouri Sheriffs Association, and the Missouri Broadcasters Association.

Explanation of State Revenues:

Explanation of Local Expenditures: This bill will increase the workload of local law enforcement to provide identifying information on missing endangered adults for inclusion in the Indiana Clearinghouse for

Information on Missing Children and Missing Endangered Adults. Actual increases in workload will depend on how many reports of missing endangered adults are received by local law enforcement.

Explanation of Local Revenues:

State Agencies Affected: ISP.

Local Agencies Affected: Local law enforcement agencies.

Information Sources: Captain Beck, ISP; National Association of State Units on Aging; Rusty Goodpaster, Indiana Law Enforcement Academy, 837-3229.

Fiscal Analyst: Bill Brumbach, 232-9559.